



10/28/04

AF # IFW

Patent Docket P0978P3C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Avi J. Ashkenazi et al. Serial No.: 09/479,252 Filed: 7 January 2000 For: Apo-2 Ligand	Group Art Unit: 1647 Examiner: B. Bunner Confirmation No: 2825 CUSTOMER NO: 09157
	<p align="center">CERTIFICATE OF EXPRESS MAILING</p> <p>Express Mail Label No. <u>EV 385 660 968 US</u></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450".</p> <p align="center">October <u>27</u>, 2004 <i>Diane L. Marschang</i> Diane L. Marschang</p>

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated April 28, 2004, of the Primary Examiner finally rejecting claims 1, 18, 19 and 22.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$340 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. **A duplicate copy of this Notice is enclosed for this purpose.**

Respectfully submitted,
GENENTECH, INC.

Date: October 27, 2004

By: *Diane L. Marschang*
Diane L. Marschang
Reg. No. 35,600
Telephone No. (650) 225-5416

10/29/2004 MAHMED1 00000053 070630 09479252

01 FC:1401 340.00 DA